

Message

From: Daly, Carl [Daly.Carl@epa.gov]
Sent: 1/25/2021 9:49:13 PM
To: Thomas, Deb [thomas.debrah@epa.gov]
CC: O'Connor, Darcy [oconnor.darcy@epa.gov]; Morales, Monica [Morales.Monica@epa.gov]
Subject: RE: Implementation of President Biden's Executive Orders

Deb

Monica and I just participated in a call between the Regional ARDs and OAR to discuss the Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis.

The Regions had lots of questions on what type of actions we may have issued over the last four years that may be implicated by the EO.

The EO states:

It is, therefore, the policy of my Administration to listen to the science; to improve public health and protect our environment; to ensure access to clean air and water; to limit exposure to dangerous chemicals and pesticides; to hold polluters accountable, including those who disproportionately harm communities of color and low-income communities; to reduce greenhouse gas emissions; to bolster resilience to the impacts of climate change; to restore and expand our national treasures and monuments; and to prioritize both environmental justice and the creation of the well-paying union jobs necessary to deliver on these goals.

The heads of all agencies shall immediately review all existing regulations, orders, guidance documents, policies, and any other similar agency actions (agency actions) promulgated, issued, or adopted between January 20, 2017, and January 20, 2021, that are or may be inconsistent with, or present obstacles to, the policy set forth in section 1 of this order.

OAR will send out by the end of the week the list OAQPS is putting together that will hopefully provide us some guidance on the type of actions we should identify.

Ex. 5 Deliberative Process (DP)

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I will let you know as we hear more.

Carl Daly
303-312-6416

From: Thomas, Deb <thomas.debrah@epa.gov>
Sent: Sunday, January 24, 2021 6:47 PM
To: Bielenberg, Ben <Bielenberg.Ben@epa.gov>; Bohan, Suzanne <bohan.suzanne@epa.gov>; Buhl, Rick <Buhl.Rick@epa.gov>; Daly, Carl <Daly.Carl@epa.gov>; Garcia, Bert <Garcia.Bert@epa.gov>; Kortuem, Patrice <Kortuem.Patrice@epa.gov>; Morales, Monica <Morales.Monica@epa.gov>; Morlock, Nancy <morlock.nancy@epa.gov>; Mutter, Andrew <mutter.andrew@epa.gov>; OBrien, Wendy <OBrien.Wendy@epa.gov>; O'Connor, Darcy <oconnor.darcy@epa.gov>; Russo, Rebecca <Russo.Rebecca@epa.gov>; Schefski, Kenneth <Schefski.Kenneth@epa.gov>; Smidinger, Betsy <Smidinger.Betsy@epa.gov>; Smith, Mark A. <Smith.Marka@epa.gov>; Spence, Sandra <Spence.Sandra@epa.gov>; Sutin, Elyana <Sutin.Elyana@epa.gov>; Varilek, Kimberly <Varilek.Kimberly@epa.gov>; Wood, MelanieL <Wood.MelanieL@epa.gov>; Barajas, Gayle <barajas.gayle@epa.gov>
Cc: Love, Shea <love.shea@epa.gov>; McIntosh, Karen <McIntosh.Karen@epa.gov>
Subject: FW: Implementation of President Biden's Executive Orders

If you receive inquiries from your NPMs, please let me know. HQ has the lead. Deb

From: Utech, Dan <Utech.Dan@epa.gov>

Sent: Saturday, January 23, 2021 5:08 PM

To: Career Deputy Assistant Administrators <Career_Deputy_Assistant_Administrators@epa.gov>; Leadership_Deputy_Regional_Administrators <Leadership_Deputy_Regional_Administrators@epa.gov>; Nishida, Jane21 <ActAdmJ21Nishida@epa.gov>; Goffman, Joseph <Goffman.Joseph@epa.gov>; Hoffer, Melissa <Hoffer.Melissa@epa.gov>; Arroyo, Victoria <Arroyo.Victoria@epa.gov>; Fox, Radhika <Fox.Radhika@epa.gov>; Freedhoff, Michal <Freedhoff.Michal@epa.gov>; Cassady, Alison <Cassady.Alison@epa.gov>; Blythers, Dorien <Blythers.Dorien@epa.gov>

Subject: Implementation of President Biden's Executive Orders

TO: Current and Acting EPA Leadership

FR: Dan Utech, Chief of Staff

RE: Implementation of President Biden's Executive Orders

This past week, President Biden issued a set of Executive Orders, several of which require EPA to take action with urgent deadlines. Many of you likely have already read and started developing implementation plans for the components of the orders relevant to your programs and offices. To ensure that we stay on pace agencywide to meet our obligations, I ask that each office review the following and develop a plan to meet the urgent and longer-term deadlines.

URGENT DEADLINES

Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis

This EO requires EPA to "review all existing regulations, orders, guidance documents, policies, and any other similar agency actions (agency actions) promulgated, issued, or adopted between January 20, 2017, and January 20, 2021, that are or may be inconsistent with, or present obstacles to, the policy set forth in section 1 of this order. For any such actions identified by the agencies, the heads of agencies shall, as appropriate and consistent with applicable law, consider suspending, revising, or rescinding the agency actions." **Within 30 days, EPA must submit to the Director of the Office of Management and Budget a preliminary list of any actions being considered that would be completed by December 31, 2021, and that would be subject to OMB review.** With this thirty-day deadline in mind, please note the following milestones:

Internal Deadlines

February 5: Programs/Offices provide draft lists to Office of Policy

February 12: Final lists due to Office of Policy

February 19: EPA List submitted to OMB

To assist in the development of lists of agency actions, the Office of Policy will distribute an initial list during the week of January 25.

Executive Order on Protecting the Federal Workforce and Requiring Mask-Wearing

January 27, 2021: Administrator must report on progress of implementation of mask mandate and COVID protocols across EPA campuses.

EXECUTIVE ORDERS AND MEMOS FOR REVIEW

Please review the following and develop a plan for meeting the given deadlines and completing the tasks in your purview. Additional details on process and timelines will follow.

MEMO: Regulatory Freeze Pending Review

MEMO: Modernizing Regulatory Review

Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis

Executive Order on Revocation of Certain Executive Orders Concerning Federal Regulation

Executive Order on Advancing Racial Equity and Support for Underserved Communities Through the Federal Government

Executive Order on Organizing and Mobilizing the United States Government to Provide a Unified and Effective Response to Combat COVID-19 and to Provide United States Leadership on Global Health and Security

Executive Order on Protecting the Federal Workforce and Requiring Mask-Wearing

Executive Order on Ensuring an Equitable Pandemic Response and Recovery

Executive Order on Ensuring a Data-Driven Response to COVID-19 and Future High-Consequence Public Health Threats

Executive Order on Ethics Commitments by Executive Branch Personnel

Executive Order on Preventing and Combating Discrimination on the Basis of Gender Identity or Sexual Orientation

Executive Order on Establishing the COVID-19 Pandemic Testing Board and Ensuring a Sustainable Public Health Workforce for COVID-19 and Other Biological Threats

Executive Order on Protecting the Federal Workforce

Executive Order on Economic Relief Related to the COVID-19 Pandemic